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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 07-0568 EMC
	)	
Plaintiff,	)	
	)	
v.	)	JOINT MOTION AND REQUEST TO
	)	CONTINUE STATUS HEARING AND
	)	[ <del>PROPOSED</del> ] ORDER
MARK JACOBSON,	)	
	)	
Defendant.	)	

Pursuant to Criminal Local Rule 32-2, the United States and the defendant Mark Jacobson jointly request that the sentencing status hearing presently set for October 12, 2011, be continued to January 18, 2012, at 2:30 p.m., for further status.

The defendant Mark Jacobson previously pled guilty pursuant to a plea agreement in which he agreed to cooperate with the United States in its investigation and prosecution of other individuals. It is now anticipated that Mr. Jacobson will testify at the trial of the defendant David Nosal in United States v. David Nosal, CR 08-0237 EMC. The Nosal case is currently on appeal before the Ninth Circuit. Regardless of the Ninth Circuit's disposition of the United States' appeal in the Nosal matter, at least some charges alleged in the Nosal Indictment will proceed to trial, and Mr. Jacobson will testify at that trial.

JOINT MTN. & [~~PROPOSED~~] ORDER  
CR 07-0568 EMC

1 Because Mr. Jacobson's cooperation with the government's investigation and prosecution  
2 of other individuals is not yet complete, the parties jointly request that the Court continue the  
3 scheduled sentencing status hearing of October 12, 2011, to January 18, 2012, at 2:30 p.m., for  
4 further status.

5  
6 Respectfully submitted,

7 Dated: August 24, 2011

MELINDA HAAG  
United States Attorney

8  
9  
10 /s/  
KYLE F. WALDINGER  
Assistant United States Attorney

11  
12  
13 Dated: August 24, 2011

/s/  
THOMAS CARLUCCI  
Attorney for defendant Mark Jacobson

14  
15  
16 ~~PROPOSED~~ ORDER

17 GOOD CAUSE APPEARING,

18 IT IS ORDERED that the sentencing status hearing presently set for October 12, 2011, be  
19 continued to January 18, 2012, at 2:30 p.m., for further status. The final presentence report  
20 should be disclosed two weeks prior to the sentencing date.

21 Dated this <sup>31st</sup> day August, 2011

22  
23  
24 HONORABLE  
UNITED STATES

